

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL



(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

To: **Commissioner for Patents**
Box RCE
PO Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.:1460.1016

| | | | |
|----------------------|--------------------------|-----------------|-------------------|
| First Named Inventor | Yoshinobu KUBOTA, et al. | | |
| Application No. | 09/761,778 | Group Art Unit | 2882 |
| Filing Date | January 18, 2001 | Examiner | Chih Cheng G. Kao |
| CPA Filing Date | | Confirmation No | 5961 |
| Title of Invention | OPTICAL CIRCUIT | | |

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1.



Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

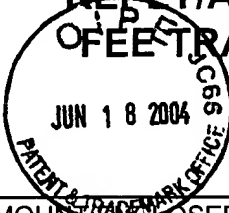
- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2.

Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
- b. ☐ Other

| | | | | |
|---|---|------------------|---------|------------------|
| | | BASIC FEE | | \$ 770.00 |
| Since an Official Action set an original due date of <u>May 19, 2004</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010)): | | | | 110.00 |
| Suspension Fee (\$130.00) | | | | |
| Total of above Calculations = | | | | \$ 880.00 |
| Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28). | | | | |
| TOTAL FEES DUE = | | | | \$ 880.00 |
| 4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. 5. <input type="checkbox"/> Other: | | | | |
| 6. METHOD OF PAYMENT | | | | |
| <input checked="" type="checkbox"/> A check in the amount of \$ <u>\$880.00</u> is enclosed. <input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.) | | | | |
| 7. GENERAL AUTHORIZATION | | | | |
| <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: Deposit Account No. 19-3935. | | | | |
| 8. CORRESPONDENCE ADDRESS | | | | |
| STAAS & HALSEY LLP  21171 PATENT TRADEMARK OFFICE | | | | |
| 9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED | | | | |
| NAME | Michael E. Kondoudis | REGISTRATION NO. | 42,758 | |
| SIGNATURE |  | DATE | 6-18-04 | |

| | | | |
|---|----------------------|--------------------------|-------------------|
| REPLY/AMENDMENT OFFEE TRANSMITTAL  | Attorney Docket No. | 1460.1016 | |
| | Application Number | 09/761,778 | |
| | Filing Date | January 18, 2001 | |
| | First Named Inventor | Yoshinobu KUBOTA, et al. | |
| | Group Art Unit | 2882 | |
| AMOUNT ENCLOSED | 430.00 | Examiner Name | Chih Cheng G. Kao |

FEE CALCULATION (fees effective 10/01/03)

| CLAIMS AS AMENDED | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate | Calculations |
|--------------------|----------------------------------|------------------------------------|--------------|--------------|--------------|
| TOTAL CLAIMS | 19 | - 20 = | 0 | X \$ 18.00 = | \$ 0.00 |
| INDEPENDENT CLAIMS | 8 | - 3 = | 5 | X \$ 86.00 = | 430.00 |

Since an Official Action set an original due date of , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months

If Notice of Appeal is enclosed, add (\$330.00)

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)

Information Disclosure Statement (Rule 1.17(p)) (\$180.00)

Total of above Calculations =

\$ 430.00

Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)

TOTAL FEES DUE =

\$ 430.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

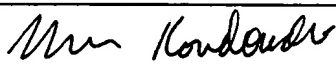
METHOD OF PAYMENT

- ☒ Check enclosed as payment.
- ☐ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
- ☐ No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
- Deposit Account No. 19-3935
- Deposit Account Name STAAS & HALSEY LLP
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

| | | | |
|------------|---|----------|---------|
| Typed Name | Michael E. Kondoudis | Reg. No. | 42,758 |
| Signature |  | Date | 6-18-04 |



Docket No.: 1460.1016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yoshinobu KUBOTA, et al.

Serial No. 09/761,778

Group Art Unit: 2882

Confirmation No. 5961

Filed: January 18, 2001

Examiner: Chih Cheng G. Kao

For: OPTICAL CIRCUIT

PRELIMINARY AMENDMENT AND REQUEST FOR PERSONAL INTERVIEW

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination on the merits, Applicants amend the following application as follows.

06/22/2004 CNGUYEN 00000017 09761778

03 FC:1201

430.00 OP